

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KATHLEEN COMBS,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
COMMISSIONER OF THE SOCIAL SECURITY  
ADMINISTRATION,

Defendant.

CIVIL ACTION

NO. 10-1318

**FILED**  
JAN 9 2012  
MICHAEL E. KUNZ, Clerk  
By \_\_\_\_\_ Dep. Clerk

**ORDER**

AND NOW, this 9<sup>th</sup> day of January, 2012, upon consideration of

Plaintiff's Brief and Statement of Issues in Support of Request for Review (Dkt. No. 9) filed September 9, 2010; upon consideration of Defendant's Response to Request for Review of Plaintiff (Dkt. No. 10) filed October 5, 2010; upon consideration of Plaintiff's Reply Brief (Dkt. No. 11) filed October 15, 2010; and after review of the Report and Recommendation of United States Magistrate Judge Henry S. Perkin, **IT IS ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;

2. **JUDGMENT IS ENTERED REVERSING THE DECISION OF THE COMMISSIONER OF SOCIAL SECURITY** for the purposes of this remand only and the relief sought by Plaintiff is **GRANTED** to the extent that the matter is **REMANDED** to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) and in accordance with the Report and Recommendation;

3. In all other respects, Plaintiff's motion for summary judgment is **DENIED**;  
and
4. The Clerk of Court shall **CLOSE** this matter statistically.

BY THE COURT:

/s/ **Legrome D. Davis**

---

LEGROME D. DAVIS, J.